



U.S. Department
of Transportation

Federal Highway
Administration

Kentucky Division Office
Jose Sepulveda, Division Administrator

330 West Broadway Street
Frankfort, KY 40601

PH. (502) 223-6720
FAX (502) 223-6735

April 14, 2006

Mr. William Nighbert, Secretary
Kentucky Transportation Cabinet
200 Mero Street, Suite 613
Frankfort, Kentucky 40622

Attention: Mr. Daryl Greer

Dear Mr. Nighbert:

The Kentucky Division Office of the Federal Highway Administration (FHWA) in consultation with the Indiana Division Office of the Federal Highway Administration reviewed the following documents

**Amendment 2 to the 2006-2008 Transportation Improvement Program (TIP) and
Amendment 2 to the 2030 Long Range Transportation Plan (LRTP)
for the Louisville Area Metropolitan Planning Organization
(MPO resolution approval date of March 23, 2006)**

and found that the above-mentioned amendments will not change the regional emissions analysis that was used to support the most recent conformity determination. Therefore, **no conformity determination will be required** under the Transportation Conformity Rule (62 FR 43779, August 15, 1997).

If you have any questions, please contact me at (502) 223-6729.

Sincerely,

Bernadette S. Dupont
Air Quality Specialist

c: Mike Hancock, KYTC - Administration
Ron Rigney, KYTC - Program Management
Vickie Bourne, KYTC - Transportation Delivery
Daryl Greer, KYTC - Planning





U.S. Department of Transportation

Federal Highway Administration
Kentucky Division
330 W. Broadway
Frankfort, KY 40601

Federal Transit Administration
Region IV
61 Forsyth St., SW, Suite 17T50
Atlanta, GA 30303

March 3, 2006

Mr. Jack L. Scriber, Executive Director
Kentuckiana Regional Planning and Development Agency
11520 Commonwealth Drive
Louisville, KY 40299

Dear Mr. Scriber:

The Kentucky Division Office of the Federal Highway Administration (FHWA), and Region 4 of the Federal Transit Administration (FTA), in consultation with the Indiana Division Office of the Federal Highway Administration and Regions 4 and 5 of the United States Environmental Protection Agency (EPA), have reviewed the following documents:

**Amendment 1 to the 2006-2008 Transportation Improvement Program (TIP) and the
Amendment 1 to the 2030 Long Range Transportation Plan (LRTP) for the
Louisville Area Metropolitan Planning Organization
(MPO resolution date of January 26, 2006)**

The Kentucky Environmental and Public Protection Cabinet's Division for Air Quality, the Kentucky Transportation Cabinet's Division of Multimodal Programs, and the Transit Authority of River City (TARC) also had an opportunity to review and comment on the above-mentioned documents.

We found that these documents met the five primary criteria of the Transportation Conformity Rule (62 FR 43779, August 15, 1997):

- use of the latest planning assumptions,
- use of the latest emissions model,
- use of appropriate consultation procedures,
- consistency with the mobile source emission budgets in the State Implementation Plan (SIP), and
- provisions for timely implementation of transportation control measures in the SIP.

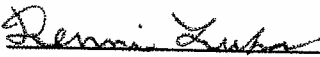
We also found that these documents met the criteria outlined in the Transportation Conformity Rule Revision for the 8-hour Ozone and PM_{2.5} Standards, (69 FR 40004, July 1, 2004) and the Transportation Conformity Rule Revision for PM_{2.5} (70 FR 24280, May 6, 2005).



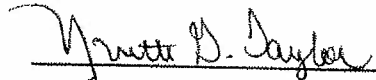
We therefore make a positive conformity determination on the following documents

Amendment 1 to the 2006-2008 Transportation Improvement Program (TIP) and the
Amendment 1 to the 2030 Long Range Transportation Plan (LRTP) for the
Louisville Area Metropolitan Planning Organization
(MPO resolution date of January 26, 2006)

**for the 8-hour Ozone and the PM_{2.5} standards. Specific comments on the documents are enclosed
and the MPO has agreed to address those comments before the final versions of the documents are
issued.**



for Jose Sepulveda
Division Administrator
Federal Highway Administration



Yvette Taylor
Regional Administrator
Federal Transit Administration

c: Robert Talley, FHWA-IN
Kay Prince, EPA-R4
John Lyons, DAQ
Art Williams, Louisville APCD
Barry Barker, TARC
William Nighbert, KYTC-Administration
Mike Hancock, KYTC-Administration
Ron Rigney, KYTC-Program Management
Daryl Greer, KYTC-Planning





U.S. Department
of Transportation
**Federal Highway
Administration**

Ohio Division Office
200 North High Street
Columbus, Ohio 43215

April 5, 2006

In Reply Refer To:
HPD-OH

Mr. Gordon Proctor, Director
Ohio Department of Transportation
Attn: Ms. Jennifer Townley, Administrator
Office of Systems Planning and Program Management
1980 West Broad Street
Columbus, Ohio 43223

Dear Ms. Townley:

This letter documents a positive finding in response to your February 17, 2006 letter requesting a conformity determination for the Cincinnati-Hamilton, OH-KY-IN nonattainment area. Your request includes documentation of the appropriate public involvement activities; the air quality conformity analyses for State Fiscal Year (SFY) 2006-2009 TIP and the amended 2030 Transportation Plan, and the appropriate MPO Board conformity determination resolution.

The Cincinnati area includes the MPO area of the Ohio-Kentucky-Indiana Council of Governments (OKI) which provides complete coverage of this nine county PM_{2.5} nonattainment area. On January 5, 2005 Butler, Clermont, Clinton, Hamilton and Warren Counties in Ohio; Boone, Campbell, and Kenton Counties in Kentucky; and a portion of Dearborn County in Indiana were designated a PM_{2.5} nonattainment area.

We have reviewed the Air Quality Conformity documentation and coordinated with the US Environmental Protection. Please reference your copy of USEPA's March 8, 2006 comment letter. The review was consistent with the August 15, 1997 rule and subsequent July 1, 2004 conformity rule revision entitled, "Transportation Conformity Rule Amendments: Conformity Amendments for New 8-hour Ozone and PM_{2.5} National Ambient Air Quality Standards, Response to March 1999, Court Decision and Additional Rule Changes," (69 FR 40004) and the May 6, 2005, final PM_{2.5} precursor rule (70 FR 24280). Accordingly, we find that the Cincinnati nonattainment area's SFY 2006-2009 TIP and amended 2030 TP conform to the 1990 Clean Air Act and the current State Implementation Plan for PM_{2.5} and the 8-hour ozone as required by the conformity rule.



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In accordance with the 2004 FTA/FHWA Memorandum of Agreement, FHWA-OH has conferred with FTA-V with regard to the conformity determination for the Cincinnati-Hamilton PM2.5 nonattainment area and is issuing this finding on behalf of both Agencies.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dennis A. Decker", with a long horizontal flourish extending to the right.

For: Dennis A. Decker
Division Administrator

cc:

Dave Moore, ODOT

David Werner, FTA-5

Patricia Morris, USEPA-5

Larry Heil, FHWA-IN

Bernadette DuPont, FHWA-KY

Stew Sonnenberg, HPD-OH

File 8-G 4



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Kentucky Division Office
Jose Sepulveda, Division Administrator

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Frankfort, KY 40601

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May 3, 2006

Ms. Sherry McDavid, Executive Director
Ashland Area Metropolitan Planning Organization
c/o FIVCO Area Development District
3000 Louisa Street
Catlettsburg, KY 41128-0636

Ms. Michele Craig, Director
KYOVA Interstate Planning Commission
P. O. Box 939 (1221 Sixth Avenue)
Huntington, WV 25712



Dear Ms. McDavid and Ms. Craig:

Subject: **Reissued Conformity Determination Letter**

Enclosed is a copy of the reissued conformity determination letter for the following documents:

**2005-2008 Transportation Improvement Program (TIP) and
2005-2030 Long Range Transportation Plan (LRTP) for the
Ashland Area Metropolitan Planning Organization
(Ashland Area MPO resolution approval date of November 7, 2005)
and the**

**2006-2009 Transportation Improvement Program (TIP) and
2005-2030 Long Range Transportation Plan (LRTP) for the
Huntington-Ironton Area Transportation Study (HIATS)
(KYOVA Interstate Planning Commission MPO resolution approval date of February 24, 2006)**

This letter was reissued in order to include KYOVA's Transportation Improvement Program. Please use the enclosed letter to replace the previous version of this letter in your files. If you have any questions, please contact me at (502) 223-6729.

Sincerely,

Bernadette S. Dupont
Air Quality Specialist

enclosure



c: Dennis A. Decker, FHWA-OH
Gordon Proctor, ODOT
Marisol Simon, FTA-R5
Pat Pikula, Ohio Office of Transit
Jay Bortzer, EPA-R5
Robert Hodanbosi, OHEPA
Thomas Smith, FHWA-WV
Danny Ellis, WVDOT
Susan Borinsky, FTA-R3
Susan O'Connell, WV Division of Public Transit
Vickie Shaffer, TriState Transit Authority
Judith Ketz, EPA-R3
John Benedict, WVDEP
William Nighbert, KYTC-Administration
Mike Hancock, KYTC-Administration
Ron Rigney, KYTC-Program Management
Daryl Greer, KYTC-Planning
Vickie Bourne, KYTC - Office of Transportation Delivery
Mike Rogers, Ashland Bus System
Kay Prince, EPA-R4
John Lyons, KYDAQ





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May 11, 2006

Mr. David Riggins, Director
Clarksville Area Metropolitan Planning Organization
c/o Regional Planning Commission
329 Main Street
Clarksville, TN 37040



Dear Mr. Riggins:

The Kentucky Division Office of the Federal Highway Administration (FHWA), and Region 4 of the Federal Transit Administration (FTA), in consultation with Region 4 of the United States Environmental Protection Agency (EPA), have reviewed the following documents:

**Amendment 1 to the 2006-2008 Transportation Improvement Program (TIP)
Amendment 1 to the 2030 Long Range Transportation Plan (LRTP)
for the Clarksville Area MPO
(MPO resolution approval date of February 23, 2006)**

The Kentucky Environmental and Public Protection Cabinet's Division for Air Quality, the Kentucky Transportation Cabinet's Division of Planning, also had an opportunity to review and comment on the above-mentioned documents.

We found that these documents met the five primary criteria of the Transportation Conformity Rule (62 FR 43779, August 15, 1997):

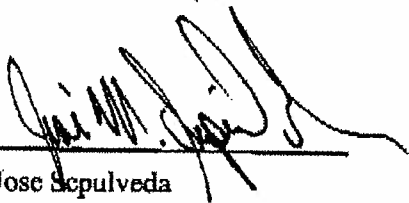
- use of the latest planning assumptions,
- use of the latest emissions model,
- use of appropriate consultation procedures,
- consistency with the mobile source emission budgets in the State Implementation Plan (SIP), and
- provisions for timely implementation of transportation control measures in the SIP.

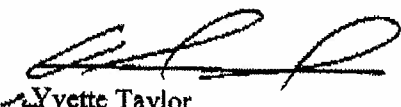


We also found that these documents met the criteria outlined in the Transportation Conformity Rule Revision for the 8-hour Ozone and PM_{2.5} standards (69 FR 40004, July 1, 2004).

We therefore make a positive conformity determination for the 8-hour Ozone standards on the following documents:

Amendment 1 to the 2006-2008 Transportation Improvement Program (TIP)
Amendment 1 to the 2030 Long Range Transportation Plan (LRTP)
for the Clarksville Area MPO
(MPO resolution approval date of February 23, 2006)


Jose Sepulveda
Division Administrator
Federal Highway Administration


Yvette Taylor
Regional Administrator
Federal Transit Administration

c: Theresa Hutchins, FHWA-TN
William Nighbert, KYTC-Administration
Mike Hancock, KYTC-Administration
Ron Rigney, KYTC-Program Management
Daryl Greer, KYTC-Planning
Vickie Bourne, KYTC - Office of Transportation Delivery
Kay Prince, EPA-R4
John Lyons, KYDAQ



**BUCKLE UP
AMERICA**